

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

FILED
UNITED STATES OF AMERICA IN CLERK'S OFFICE
U.S. DISTRICT COURT E.D.N.Y.

★ APR 29 2014 ★
Phillip Kenner and
Tommy Constantin LONG ISLAND OFFICE
X

WAIVER OF SPEEDY TRIAL
CR 13-0607

It is hereby stipulated that the time period from 4/29/14 to 6/6/14 be excluded in computing time within which trial of the charges against the Defendant(s) must commence.

The parties agree to the exclusion of the foregoing period for the purpose(s) of:

- ☒ engagement in continuing plea negotiations;
- ☐ examination of the Defendant(s) pursuant to 18 USC §§ 3161(h)(1)(A) regarding mental or physical capacity;
- ☐ submission of pretrial motions through hearing or other disposition pursuant to 18 USC § 3161 (h)(1)(F); and/or
- ☒ Government will continue to provide Rule 16 discovery and defense counsel will replead discovery.

The Defendant has been fully advised by counsel of his/her rights guaranteed under the Sixth Amendment to the U.S. Constitution; the Speedy Trial Act of 1974, 18 U.S.C. §§3161-74; the Plan and Rules of this Court adopted pursuant to that Act; and Rule 50 of the Federal Rules of Criminal Procedure. The Defendant understands that he/she has a right to be tried before a jury within a specified time period, not counting excludable periods.

The Court: ☒ approves this Speedy Trial Waiver ☒ otherwise excludes the time based upon its findings that this action serves the ends of justice and outweighs the best interest of the public and this Defendant in a speedier trial.

SO ORDERED.

Dated: April 26, 2014
Central Islip NY

U.S.D.J.

Assistant U.S. Attorney or Special Assistant U.S. Attorney:

Defendant #1:

Counsel:

Defendant #2:

Counsel:

Defendant #3:

Counsel:

Defendant #4:

Counsel: